

DESOTO COUNTY BOARD OF SUPERVISORS
BOARD MEETING MINUTES

EUGENE C. THACH, PRESIDENT, PRESIDING

MAY 1, 2000

A. CALL TO ORDER

The May 1, 2000, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Eugene C. Thach of DeSoto County.

Sheriff James Albert Riley, DeSoto County Sheriff was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Supervisor Jessie Medlin-----District 1
Supervisor Eugene C. Thach-----District 2
Supervisor Gerald Clifton-----District 3
Supervisor John Caldwell-----District 4
Supervisor Tommy Lewis-----District 5
W. E. "Sluggo" Davis-----Chancery Clerk
David Armstrong-----County Administrator
James Albert Riley-----DeSoto County Sheriff
William Austin-----Board Attorney

B. INVOCATION

The invocation was presented by Chancery Clerk Sluggo Davis.

C. APPROVAL OF APRIL MINUTES

The official minutes of the Board of Supervisors were read for the month of April 2000, pursuant to Section 19-3-27 of the Mississippi Code of 1972, annotated. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve the minutes of the Board of Supervisors for April 2000. The **motion passed** by a unanimous vote.

A. OLD BUSINESS

1. Bond Issue

Supervisor Gerald Clifton informed the Board of Supervisors that Demery Grubbs is preparing a three year capital expenditure report for the proposed County projects. Supervisor Gerald Clifton made a motion and Supervisor Tommy Lewis seconded the motion to delay further action on the \$16,000,000.00 bond issue until the three year capital expenditure report has been received allowing the Board to review funding options. The **motion passed** by a unanimous vote.

ITEM D.2, CONTINUED,

2. Relocating Horn Lake East Voting Precinct

E. C. T.

5/1/00

Ted Mayhall informed the Board of Supervisors that after the April 17, 2000 meeting, he went to Horn Lake High School and met with the principal about relocating Horn Lake East voting precinct there. Mr. Mayhall said that the parking lot by the gym is occupied by the students and faculty and that the parking by the west side is on a slope is too far from the building, and is not handicapped accessible. Mr. Mayhall said the Election Commission recommends the original plan to relocate Horn Lake East from the old City Hall to Horn Lake Fire Station #1 on Tulane Road.

Supervisor John Caldwell said that he is in favor of the move to Horn Lake Station #1 since it will only be temporary. Supervisor Caldwell said that the precinct will have to be relocated when Horn Lake is redistricted. Mr. Mayhall said the relocation will be advertised and that Mayor Mike Thomas of Horn Lake is in favor of the relocation.

Supervisor Jessie Medlin asked if the request to relocate Mineral Wells had been sent to the State. Mr. Mayhall said that it has not been sent because he is waiting to send all of the relocations at one time.

Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to move the Horn Lake East voting precinct from the old Horn Lake City Hall to Horn Lake Fire Station #1 on Tulane Road. The **motion passed** by a unanimous vote. ****See Exhibit D.2****

Vanessa Lynchard asked the Board if they wanted to approve a budget amendment for the signs. Supervisor Eugene Thach said to get an estimate on the signs first. Ted Mayhall said that a budget amendment is not necessary because the signs will not be needed during this budget year.

B. NEW BUSINESS

1. Introduction and Swearing In of Regional Wastewater Appointees

County Administrator David Armstrong introduced the members of the Regional Wastewater Committee. Mr. Armstrong said that this is a special day for DeSoto County and that the Regional Wastewater Committee will carry the load of the Board of Supervisors on wastewater issues.

Mr. Armstrong asked if all appointees had their bonds. Vanessa Lynchard said that they do.

Chancery Clerk Sluggo Davis informed the Board of Supervisors that Don Chambliss, Sr. is out of town and that he was sworn in last week. At that time, Mr. Davis conducted the swearing in of the Regional Wastewater appointees.

Supervisor Tommy Lewis and Supervisor Gerald Clifton said that the Board of Supervisors supports the Regional Wastewater committee and their efforts to make the Regional Wastewater Program a success. Supervisor Jessie Medlin said he appreciates the interest of the members to serve on the committee. Supervisor Eugene Thach and Supervisor John Caldwell also thanked the members for volunteering to serve on the committee.

2. Wastewater Project Update - Joe Waggoner

Joe Waggoner presented a handout of the program overview of the Wastewater Program and its

ITEM E.2, CONTINUED,

projected schedule to the Board of Supervisors for review. Mr. Waggoner said that in November 1999, the Board of Supervisors filed a deviation plan and that because of the application, \$1.25 million for in-kind costs were approved. Mr. Waggoner said that in April

2000, the EPA approved the deviation plan, which allows the Board to proceed with the project while the EPA finishes the paperwork.

Mr. Waggoner said there is an October 1 deadline and he asked authorization for County Administrator David Armstrong to begin the process to finalize the scope of the budget. Mr. Waggoner said that because the grant has not been approved yet, he recommends sending the Board and its representatives back to Atlanta in May with Carl Ray Furr and him to make sure there is a clear written understanding of the plan so that the County’s interest is protected.

****See Exhibit E.2****

Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to authorize travel for the Board of Supervisors, the County Administrator, the Board Attorney, Carl Ray Furr, Joe Waggoner, and any other Board Representatives to Jackson on May 2, 2000 and to Atlanta, GA in May for the wastewater program. The **motion passed** by a unanimous vote.

3. Joyce Riales, Comptroller

a. Budget Amendment

(1) Circuit Clerk

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve the budget amendment for Circuit Clerk under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-161-413	Preparing Minutes	\$6,000.00
Decrease	001-161-454	Attending Court	\$6,000.00
Increase	001-161-415	Other Court Cost	\$8,000.00
Decrease	001-161-454	Attending Court	\$8,000.00
Increase	001-161-445	Grand Jury	\$4,200.00
Decrease	001-161-454	Attending Court	\$1,900.00
Decrease	001-161-574	Grand Jury	\$2,300.00
Increase	001-161-571	Dues & Subscriptions	\$ 8.00
Decrease	001-161-543	Repair Office Equipment	\$ 8.00

The **motion passed** by a unanimous vote. ****See Exhibit E.3.a.(1)****

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to approve the budget amendment for Circuit Clerk under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-102-414	Record Preservation	\$3,000.00
ITEM E.3.a.(1), CONTINUED,			
Increase	001-000-353	Excess Earnings	\$3,000.00
Increase	001-102-571	Dues & Subscriptions	\$ 100.00
Decrease	001-102-543	Repairs to Office Equipment	\$ 100.00

The **motion passed** by a unanimous vote. ****See Exhibit E.3.a.(1)****

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the budget amendment for Circuit Clerk under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-161-456	Clerks Indigent Fees	\$2,750.00
Increase	001-161-523	Contract Printing	\$ 700.00
Increase	001-161-554	Language Translator	\$1,000.00
Increase	001-000-353	Clerks Excess Earnings	\$ 483.00
Increase	001-161-556	Appeals/Paupers	\$4,000.00
Decrease	001-901-999	General Fund Balance	\$7,967.00

The **motion passed** by a unanimous vote. ****See Exhibit E.3.a.(1)****

(2) County Court

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve the budget amendment for County Court under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-162-413	Preparing Minutes	\$2,200.00
Increase	001-162-468	Insurance	\$2,370.00
Decrease	001-162-454	Attending Court	\$4,570.00
Increase	001-162-523	Contract Printing	\$ 600.00
Increase	001-162-607	Other Court Costs	\$1,200.00
Increase	001-000-353	Clerks Excess Earnings	\$1,800.00

The **motion passed** by a unanimous vote. ****See Exhibit E.3.a.(2)****

(3) Elections

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to approve the budget amendment for Elections under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-180-455	County Registrar	\$3,917.00
Decrease	001-901-999	General Fund Balance	\$3,917.00

ITEM E.3.a.(3), CONTINUED,

Increase	001-180-475	Travel	\$ 126.00
Decrease	001-180-476	Meals & Lodging	\$ 126.00

The **motion passed** by a unanimous vote. ****See Exhibit E.3.a.(3)****

(4) Chancery Clerk

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning

October 1, 1999, and ending September 30, 2000. Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion to approve the budget amendment for the Chancery Clerk under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-101-523	Printing	\$ 500.00
Decrease	001-101-603	Office Supplies	\$ 500.00

The **motion passed** by a unanimous vote. ****See Exhibit E.3.a.(4)****

(5) EMS/Fire

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion to approve the budget amendment for EMS/Fire under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-240-933	Office Equipment	\$ 900.00
Decrease	001-240-935	Other Equipment	\$ 200.00
Decrease	001-240-937	Radios	\$ 700.00
Increase	001-240-654	Custodial Supplies	\$ 150.00
Increase	001-240-655	Other Maint Supplies	\$ 150.00
Decrease	001-240-584	Tags & Inspection	\$ 300.00

The **motion passed** by a unanimous vote. ****See Exhibit E.3.a.(5)****

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the budget amendment for EMS/Fire under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-240-674	Grease & Oil	\$1,500.00
Decrease	001-241-545	Other Repairs/Maintenance	\$1,500.00
Increase	001-240-691	Uniforms	\$1,500.00
Decrease	001-241-935	Other Equipment	\$1,500.00
Increase	101-251-476	Meals & Lodging	\$1,950.00
Decrease	101-251-521	Legal Advertising	\$ 200.00
Decrease	101-251-542	Repairs to Vehicles	\$ 250.00
Decrease	101-251-543	Repair Office Equipment	\$ 100.00

ITEM E.3.a.(5), CONTINUED,

Decrease	101-251-681	Repair Parts	\$ 200.00
Decrease	101-251-933	Office Machinery	\$ 200.00
Decrease	101-251-934	Furniture & Fixtures	\$ 500.00
Decrease	101-251-935	Other Machinery & Equip	\$ 500.00
Increase	101-251-603	Office Supplies	\$ 400.00
Decrease	101-251-937	Purchase of Radios	\$ 400.00

The **motion passed** by a unanimous vote. ****See Exhibit E.3.a.(5)****

(6) Sheriff's Department

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion to approve a budget amendment for the Sheriff's Department under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-202-930	Automobiles	\$1,300.00
Decrease	001-202-935	Other Equipment	\$1,300.00
Increase	001-220-469	Unemployment Comp	\$2,768.00
Decrease	001-202-433	County Patrolmen	\$2,768.00
Increase	001-220-568	Transporting Prisoners	\$7,500.00
Decrease	001-202-433	County Patrolmen	\$7,500.00
Increase	001-202-545	Other Repairs	\$ 400.00
Increase	001-202-565	Buy Money	\$ 100.00
Increase	001-202-690	Radio Repairs	\$ 500.00
Increase	001-202-934	Furniture & Fixtures	\$ 500.00
Decrease	001-202-587	Training	\$1,500.00

The **motion passed** by a unanimous vote. ****See Exhibit E.3.a.(6)****

b. Claims Docket

Comptroller Joyce Riales and Stephanie Hanks of the Accounting Department presented the list of claims to be paid to the Board of Supervisors for approval.

(1) Panola Construction - Administration Building

Bills in connection with Panola Construction for the Administration Building were presented by copy to each Supervisor. ****See Exhibit E.3.b.(1)****

(2) Seiler Building Corporation - Courthouse Renovation

Bills in connection with Seiler Building Corporation for the Courthouse Renovation were presented by copy to each Supervisor. ****See Exhibit E.3.b.(2)****

(3) Allen & Hoshall - Courthouse Renovation

Bills in connection with Allen & Hoshall for the Courthouse Renovation were presented by copy to each Supervisor. ****See Exhibit E.3.b.(3)****

ITEM E.3.b.(4), CONTINUED,

(4) Civic Center

Bills in connection with the Civic Center were presented by copy to each Supervisor. ****See Exhibit E.3.b.(4)****

County Administrator David Armstrong said that Jim Bearden recommended this morning that the bill to Panola Construction for the Administration Building in the amount of \$91,800.95 be held because they will not come to work on the exterior punch list.

In accordance with Section 19-13-31 of the Mississippi Code, Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve the claims docket for claim #4614 - #5088 and to hold claim #5069 to Panola Construction for the Administration Building, and to approve the transfer of \$12,000.00 from the City of Hernando

to the Hernando Civic Center per the Interlocal Agreement approved by the Attorney General on April 14, 1999 and to authorize the clerk to write the checks. The **motion passed** by a unanimous vote. ****See Exhibit E.3.b.(1).(2).(3).(4)****

c. Late Bills

- (1) Carl Ray Furr**
- (2) County Engineer**
- (3) West Group - Law Library**
- (4) Apex & Robert E. Lee**

Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to approve late bills to Carl Ray Furr for the Sewer Program in the amount of \$1,686.70, to County Engineer Daniel Murphey in the amount of \$9,171.50, to West Group for the Law Library in the amount of \$1,200.05, and to Apex & Robert E. Lee for additional moving charges in the amount of \$800.00. The **motion passed** by a unanimous vote. ****See Exhibit E.3.c.(1).(2).(3).(4)****

d. Interfund Transfer - Metro Narcotics

At the recommendation of Comptroller Joyce Riales, Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to authorize and instruct the Chancery Clerk, pursuant to Section 41-29-185 of the Mississippi Code of 1972, as amended, to transfer the following forfeited funds that were seized by Metro Narcotics:

<u>Case Number</u>	<u>Defendant</u>	<u>Date Seized</u>	<u>County Receipt #</u>	<u>Amount</u>
DC-0002-1-00	Jeremy E. Briscoe	2/27/00	10578	\$5,000.00
Transfer From 123-900-950		Metro Narcotics Seized		\$5,000.00
Transfer To 105-000-388	Metro Narcotics Forfeitures			\$5,000.00

The **motion passed** by a unanimous vote. ****See Exhibit E.3.d****

e. Cancellation of Accounts Payable Check #19032

Comptroller Joyce Riales informed the Board of Supervisors that accounts payable check number 19032 dated February 1, 1999 to W. Cowans and D. C. Vanderburg had been returned to the County because Mr. Vanderburg had been unable to get Mr. Cowans to come in and finish the paperwork. At the recommendation of Comptroller Joyce Riales, Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to cancel accounts

ITEM E.3.e, CONTINUED,

payable check number 19032 and add \$3,627.00 back to Fund 123-000-342, Narcotics Special Seized Revenue Fund. The **motion passed** by a unanimous vote. ****See Exhibit E.3.e****

4. Kenny Gunn - Road Report and Work Schedule

Kenny Gunn presented the Road Report and Work Schedule to the Board of Supervisors for approval.

Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to accept the Road Report for April 2000 and the Work Schedule for May 2000, pursuant to Section 65-17-7 of the Mississippi Code of 1972, annotated. The **motion passed** by a vote unanimous vote. ****See Exhibit E.4****

5. Bailiff Pay

Pursuant to Section 25-7-27, Section 1, paragraph (e) which allows for Constables working as Bailiffs to be paid as provided under Section 25-3-69, of Mississippi Code of 1973, Annotated, Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to pay Lee Hodge the amount of \$ 200.00 for the month of April, 2000, and to pay Floyd Medlin the amount of \$ 80.00 for the month of April, 2000, and to pay Joe Holmes the amount of \$ 200.00 for the month of April, 2000. The **motion passed** by a unanimous vote. ****See Exhibit E.5****

6. Justice Court Report

Linda Aldridge presented the Justice Court Report for the month of April to the Board of Supervisors. Supervisor Tommy Lewis asked if there was a way to add the dispositions of the tickets to the monthly report. Ms. Aldridge said she would check with Larry Wood to see if it can be done with their software. Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to approve the Justice Court Report for the month of April 2000. The **motion passed** by a unanimous vote. ****See Exhibit E.6****

7. Publication of Board Proceedings

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the publication of Board Proceedings in connection with Section 19-3-33 of the Mississippi Code which states that the Board of Supervisors may have its proceedings published in some newspaper in the county, and cause the same to be paid for out of the county treasury. The **motion passed** by a unanimous vote.

8. Approval of Travel

In accordance with Section 25-3-41 Mississippi Code of 1972, as amended, any official or employee of DeSoto County, Mississippi, is hereby authorized to travel during the period of May 1, 2000 through June 5, 2000, as necessary and incur travel expenses in the performance of their official duties for DeSoto County. That all such travel is hereby authorized contingent on funds being available in the departmental budget of the individual traveling. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to authorize travel for all officials and employees of DeSoto County for the period of May 1, 2000 through June 5, 2000. The **motion passed** by a unanimous vote. ****See Exhibit E.8****

ITEM E.9, CONTINUED,

9. Sheriff's Employee Report

Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to accept the Sheriff's Employee Report for the period of March 7, 2000 through April 28, 2000 into the minutes. The **motion passed** by a unanimous vote. ****See Exhibit E.9****

10. Chancery Clerk Allowances

Allowances for the Chancery Court Clerk were presented to the Board of Supervisors for the April 2000, term in the amount of \$1,766.00. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to approve the Chancery Clerk Allowances pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated. The **motion passed** by a unanimous vote. ****See Exhibit E.10****

11. Circuit Clerk Allowances

The allowances for the Circuit Court Clerk for April 2000 in the amount of \$1,800.00 for Vacation Days, for the March Term, 2000 in the amount of \$2,963.00 for the County Court Clerk, and for assisting the Election Commission in the amount of \$2,380.00 were presented to the Board of Supervisors for approval. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the Circuit Court Clerk Allowances pursuant to Sections 25-13-7(M), 25-7-13(5), and 23-15-225(13) of the Mississippi Code of 1972, Annotated. The **motion passed** by a unanimous vote. ****See Exhibit E.11****

12. Disposal of Inventory

County Administrator David Armstrong presented inventory disposal requests from the Extension Service and Civil Defense to the Board of Supervisors for approval. Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to approve an inventory disposal request from the Extension Service to dispose of Property Number 03346, Serial Number B83845292, a Brother MFC4550 Fax Machine, and an inventory disposal request from Civil Defense to dispose of Property Number 5009, Serial Number R0815353, a Toshiba Copier, and Property Number 6032, Serial Number 3104000787, a Star Printer. The **motion passed** by a unanimous vote. ****See Exhibit E.12.a. and E.12.b****

13. Bids Under Advisement - Annual Bids

Vanessa Lynchard informed the Board of Supervisors that Road Manager Kenny Gunn and she had reviewed the annual bids and that they both recommend the low bidders on the annual supplies. Vanessa said that next year, Mr. Gunn wants to bid metal culverts out for the overall low bidder instead of breaking it down by pipe.

The Board asked if it is okay for the County to rent equipment. Board Attorney Bill Austin said that the Audit Department said that the County can rent equipment when necessary.

Supervisor Jessie Medlin asked if the companies on the east side of the County were contacted about bidding on sand and gravel. Kenny Gunn said that bid packets were sent out to all companies that requested to be on the bid list and all of the companies that had submitted bids in the past. Mr. Gunn said he followed up by telephone with each company the week that the bids were due. The Board discussed holding the bids on sand and gravel to see why certain companies did not bid.

Board Attorney Bill Austin said a concerted effort should be made to include all companies in **ITEM E.13, CONTINUED,**

the bidding process but cautioned that the list is public information and it may cause bias if the Board holds the bids and gives others a chance to rebid. Supervisor Jessie Medlin said he is concerned that the County will pay more for gravel if they cannot get gravel from all points of the County.

Supervisor Eugene Thach instructed Kenny Gunn to contact the companies that did not bid on sand and gravel to see why they did not.

Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to accept the low bidder on all supplies effective May 8, 2000 with the exception of sand and gravel bids and to hold the sand and gravel bids until Wednesday, May 3, 2000. The **motion passed** by a vote as follows:

- Supervisor Jessie Medlin-----YES
- Supervisor Eugene Thach-----YES
- Supervisor Gerald Clifton-----YES
- Supervisor John Caldwell-----YES
- Supervisor Tommy Lewis-----ABSENT

****See Exhibit E.13****

Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to accept the low bidder on rental equipment to be effective May 8, 2000. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----YES
Supervisor John Caldwell-----NO
Supervisor Tommy Lewis-----YES

****See Exhibit E.13****

14. Art Smith - Master Gardener

Art Smith, Director of the Extension Service, came before the Board of Supervisors to request funds to continue to increase the Master Gardener program. Mr. Smith said there are 65 Master Gardeners that contribute many hours to the community. Mr. Smith said funding from the County would be used to secure water and electricity for the gardens and for a 4' x 8' storage building. Mr. Smith said the long term goal is to provide an asset to the County as a whole.

Supervisor Eugene Thach asked if funds are in the Extension Service budget. Mr. Smith said no. Supervisor John Caldwell asked what the time period is for the garden. Mr. Smith said it will be done in increments and depends on the volunteer hours.

Vanessa Lynchard said that Jim Bearden, Director of Operations and Maintenance has been looking at the area and assessing the costs. Supervisor Tommy Lewis said funds can be used from his park fund if he has any left.

Supervisor Eugene Thach told Mr. Smith to get with County Administrator David Armstrong to see where funds can be obtained and how much it is going to cost.

ITEM E.14, CONTINUED,

Supervisor Jessie Medlin asked if there are any portable buildings at Central Maintenance. Road Manager Kenny Gunn said no.

Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to approve in concept, funds to supply water and electricity to the garden and to purchase a storage building for the Master Gardener program and instructed County Administrator David Armstrong and Jim Bearden to determine the costs and the source of the funds and report back to the Board of Supervisors. The **motion passed** by a unanimous vote.

Supervisor Eugene Thach made a motion and Supervisor Gerald Clifton seconded the motion to recess for lunch until 1:00 p.m. The **motion passed** by a unanimous vote.

15. Appointments - Convention and Visitors Bureau

a. District 4

Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to reappoint Rex Haynes as the District 4 appointment to the Convention and Visitors Bureau to serve a term of 4 years and set to expire May 15, 2004. The **motion passed** by a unanimous vote. ****See Exhibit E.15.a****

b. District 5

Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to reappoint Martha Gatlin as the District 5 appointment to the Convention and Visitors Bureau to serve a term of 4 years and set to expire May 15, 2004. The **motion passed** by a unanimous vote. ****See Exhibit E.15.b****

16. School Bus Turnarounds

Vanessa Lynchard presented a letter to the Board of Supervisors from DeSoto County Schools Superintendent Jerry Baird requesting that the county maintain the school bus turnarounds for the 1999-00 school year at the following addresses:

Marva Dunn/Kathy Watkins, 2170 E. Parkway and 2189 E. Parkway in Hernando, Bus #4 and Bus #45

Daphne Tuggle, 10281 Starlanding W., Lake Cormorant, Bus #89

Daphne Tuggle, 3766 Pleasant Hill Road, Nesbit, Bus #89

In accordance with Section 19-3-42, Mississippi Code of 1972 as amended, stating that the school bus turnarounds will be built, maintained and improved, Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to maintain and improve the properties listed in the Superintendent's letter dated April 17, 2000 as school bus turnarounds for the 1999-00 school year, and to direct the County Road Manager to carry out this order of the Board forthwith. The **motion passed** by a unanimous vote. ****See Exhibit E.16****

17. Approval of Contract for Teletouch for EMS

Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to approve the contract with Teletouch for a beeper for Paramedic Guy Smith of EMS for the period of May 1, 2000 through April 30, 2001. The **motion passed** by a unanimous vote.

ITEM E.17, CONTINUED,

****See Exhibit E.17****

18. State of Mississippi Surplus Property Eligibility Update

Vanessa Lynchard informed the Board of Supervisors that authorization was needed for the Board President to sign the Mississippi Eligibility Update Questionnaire for the Office of Surplus Property. Vanessa said that this has to be submitted to be eligible to participate in the State of Mississippi Surplus Property program. Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to authorize the Board President to sign the Mississippi Eligibility Update Questionnaire for the Office of Surplus Property. The **motion passed** by a unanimous vote. ****See Exhibit E.18****

19. Appointment of Receiving Clerk for the Convention and Visitors Bureau and the Civic Center

At the recommendation of Stuart Taylor, Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to appoint Leslie Butcher Carr as the receiving clerk for the Convention and Visitors Bureau and the Civic Center. The **motion passed** by a unanimous vote. ****See Exhibit E.19****

20. DeSoto Sunrise Home Update

Supervisor Eugene Thach informed the Board of Supervisors that the DeSoto Council met last Friday and that Chris Creely said there will be a full audit of the DeSoto Sunrise Home funds. Supervisor Thach said the report should be available for the County and the Cities within two weeks.

21. Contract Negotiation - DeSoto County Jail

Supervisor Gerald Clifton informed the Board of Supervisors that five proposals for architectural services were received for the DeSoto County Jail Expansion. Supervisor Clifton said the committee narrowed the proposals to two and then toured facilities designed by the two architects. Supervisor Clifton said the committee recommends Kline Sweeney and Associates of Nashville, TN. Supervisor Gerald Clifton made a motion and Supervisor John Caldwell seconded the motion to negotiate a contract with Kline Sweeney and Associates of Nashville for architectural services for the DeSoto County Jail Expansion. The **motion passed** by a unanimous vote. ****See Exhibit E.21****

22. Naming of Road Leading from Angie Drive

Vanessa Lynchard informed the Board of Supervisors that the road leading from Angie Drive needed to be named. Vanessa said that Planning Director Merritt Powell suggested naming the road from east to west as Tony Lane and the road from north to south as Jamie Lane. Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to name the road leading from Angie Drive from east to west as Tony Lane and from north to south as Jamie Lane. The **motion passed** by a unanimous vote.

F. EXECUTIVE SESSION

The “Executive Session” portion of this meeting is presented under the portion of minutes called “Executive Session.

ITEM G.1, CONTINUED,

G. OTHER ISSUES

1. BFI and Rubbish Pit Update

Jim Bearden, Director of Operations and Maintenance informed the Board of Supervisors that he met with Hunter Carothers of BFI last Friday. Mr. Bearden said that BFI is in the process of billing and that it is done quarterly. Mr. Bearden said a check in the amount of \$2,000.00 was received for October, November, and December and when it is all processed, the County will receive approximately \$7,000.00.

Supervisor Eugene Thach asked if the County has paid anything for the rubbish pit yet. Mr. Bearden said yes, and that it is under the Solid Waste Account. Mr. Bearden said it will be a separate line item during the next budget year. Supervisor Thach asked if the Cities are paying. Mr. Bearden said that Mr. Carothers could not answer that Friday but that he should find out something soon.

Mr. Bearden said that twelve dumpsters were distributed throughout the County last weekend and that they will be out again this weekend. Mr. Bearden said they had a good turn out for the Spring Clean-up.

Board Attorney Bill Austin asked if the power line has been moved at the rubbish pit. Mr. Bearden said that the last pole has been set and that he will get a completion date.

2. Right of Ways on Getwell Road

Supervisor Tommy Lewis asked about the status of right of ways on Getwell Road. Road Manager Kenny Gunn said that he has a meeting with the engineers on Wednesday, May 3 at 9:00 a.m.

3. Widening of DeSoto Road

Supervisor Jessie Medlin informed the Board of Supervisors that on the east side of DeSoto Road, the landowner on the south side will work with the County as long as their fence is replaced when work is complete. The Board instructed the Road Manager to get with County Engineer Daniel Murphey to get descriptions.

4. Church Road East

Supervisor Eugene Thach informed the Board of Supervisors that the paperwork has been received on the east end of Church Road and that the County can proceed with the project.

Later in the meeting, County Engineer Daniel Murphey informed the Board that all of the environmental issues have been resolved on Church Road East and that he has been working on the descriptions of right of ways. Mr. Murphey said he will get the descriptions to Board Attorney Bill Austin as soon as they are completed so the acquisition of right of ways can begin. Mr. Murphey said the descriptions should be finished within 10 days.

Supervisor John Caldwell asked if the project can be bid when the acquisition of right of ways is not complete. Board Attorney Bill Austin said that time is needed to get the process underway but that it can be bid if the start day is set far enough in the future to finish the acquisition of right of ways. Mr. Austin said that the County does have quick-take authority like the State.

ITEM G.5, CONTINUED,

5. Central Maintenance Mowers

Supervisor Jessie Medlin asked how many people are cutting grass for the County. Kenny Gunn said that there are currently five mowers. Supervisor Medlin suggested hiring additional workers or paying overtime to make sure the grass gets cut during the summer.

6. Fire Ants

Art Smith, Director of the Extension Service, informed the Board of Supervisors that this is one of the worst years for fire ants and that he has been contacted by many constituents about the fire ants. Mr. Smith said that there are several ways to kill the ants but that he recommends a mound drench. Mr. Smith said that Monroe County buys fire ant bait through a bid process and then gives a bag to each household per year. Mr. Smith said that due to population of DeSoto County, this may not be a feasible alternative.

Supervisor Jessie Medlin said that the County can have the fire ant bait at different places and the constituents can come and get it if they want it at cost. Supervisor Eugene Thach said to get an estimate to provide the service for free or at cost.

7. Hacks Cross Road

Road Manager Kenny Gunn asked the Board of Supervisors if the right of ways on Hacks Cross Road are supposed to come out of the Road Budget. Supervisor Jessie Medlin said that the City of Olive Branch is supposed to pay its part at the end of the project. Board Attorney

Bill Austin said that once the grant is implemented, it might be reimbursed out of the grant. Vanessa Lynchard said the grant may not pay right of ways and that the grant is for construction only. Mr. Austin said to keep it under Road and Bridge funds.

8. Polk Lane

Road Manager Kenny Gunn said that now that the new bypass is open at Goodman Road in Olive Branch, Williams Sonoma is requesting that the southbound stop sign at Polk Lane and Goodman Road be removed. Mr. Gunn said that he recommends removing the stop sign at Polk and having a two-way stop sign on Goodman Road. Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to remove the stop sign at Polk and Goodman Road and have a two-way stop sign on Goodman Road from east to west with caution signs on Polk Lane. The **motion passed** by a unanimous vote. ****See Exhibit G.8****

9. Entry Ways and Mailboxes in Residential Subdivisions

Road Manager Kenny Gunn said that residents in subdivisions want to know how far back to place entry ways and mailboxes off of the shoulder of the road. Mr. Gunn said he recommends at least three feet for the shoulder in residential subdivisions. Supervisor Eugene Thach instructed Mr. Gunn to check with the Planning Commission as the County already has a procedure in place for brick mailboxes.

10. DeSoto County Employee Leave

Road Manager Kenny Gunn said that according to the Employee Handbook, a holiday is not to be used to compute overtime. Mr. Gunn said he runs into a problem when the employees work four long days and then the next day is a holiday. Supervisor Eugene Thach said the State says that overtime for a holiday cannot be paid. The Board instructed County Administrator David Armstrong and Vanessa Lynchard to review the overtime policy and notify Kenny Gunn of the

ITEM G.10, CONTINUED,

policy listed in the handbook.

11. Road Bonds

Road Manager Kenny Gunn said that there is a problem with subdivision road bonds expiring and the County not releasing the bonds. Mr. Gunn said there needs to be a way for the County to release the bonds after they expire. Supervisor Tommy Lewis asked if the County can legally release the road bonds on final construction. Board Attorney Bill Austin said he will check the legislation and report back to the Board.

12. Payroll Software

Chancery Clerk Sluggo Davis informed the Board of Supervisors that with the new accounting software, it will be necessary to run all payroll checks at the same time. Sluggo said he checked with Auditor Kelly McGee and she said that elected officials can be paid twice a month instead of once a month like they are now being paid. County Administrator David Armstrong said he would talk to Ginger Allison about the payroll and report back to the Board with details.

13. Assistance to Pauper

Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion to declare Rita Bell a pauper in accordance with Section 43-31-29 of the Mississippi Code, which states the board of supervisors shall also relieve, support or employ paupers found or being in the county, though not entitled to a settlement therein, and, in case of their deceased, shall decently bury them; and all expenses shall be chargeable to and recoverable from the

county in which such pauper had a settlement; and the board shall decently bury all strangers dying in the county and to authorize the Clerk to write a check in the amount of \$250.00 for funeral expenses for Rita Bell to Hernando Funeral Home. The **motion passed** by a unanimous vote.

14. Series B Bonds for Civic Center

Supervisor Tommy Lewis asked about the status of the Series B bonds for the Civic Center. Board Attorney Bill Austin said that the bonds are being advertised. Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to hire the Austin Law Firm to complete the second phase of the Series B bonds for the Civic Center. The **motion passed** by a unanimous vote.

15. Administration Building Plaque

Supervisor Eugene Thach asked the Board of Supervisors to reconsider the names that are going to be on the Administration Building plaque. Supervisor Thach said he would like to add past Board officials below the current officials like they are listed on the plaque at the DeSoto Center. Supervisor Gerald Clifton asked why Supervisor Thach changed his mind about the plaque. Supervisor Thach said the past officials made important decisions about the building and voted on it and he thinks they should be recognized.

Supervisor Eugene Thach made a motion to add the names of past Board of Supervisor officials that worked on the Administration Building to the Administration Building plaque below the current officials. Supervisor John Caldwell seconded the motion . Supervisor Gerald Clifton asked to hold this issue until Wednesday, May 3, so he can go see the plaque at the DeSoto Center. Supervisor Eugene Thach withdrew his motion and Supervisor John Caldwell withdrew his second. This item was held until Wednesday, May 3, 2000. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to recess until May 3, 2000 at 9:00 a.m. The **motion passed** by a unanimous vote.

THIS the 1st day of May, 2000, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Eugene C. Thach, President
DeSoto County Board of Supervisors